

Exhibit A

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

CBV, INC.,)	
)	
Plaintiff/Counterclaim-Defendant,)	
)	C.A. No. 21-1456 (GBW)
v.)	
)	
CHANBOND, LLC,)	
)	
Defendant/Crossclaim-)	
Defendant/Crossclaim-Plaintiff,)	
)	
DEIRDRE LEANE and IPNAV, LLC,)	
)	
Defendants/Counterclaim-)	
Plaintiffs/Crossclaim-Plaintiffs.)	

I, Marcus Delgado, declare as follows:

1. I am more than twenty-one (21) years of age, of sound mind, and capable of making this Declaration. I submit this declaration in support of the Non-Party Cable Companies' letter brief pursuant to the Court's January 13 Order. (D.I. 200.) I know the facts set forth in this declaration to be true of my own personal knowledge. If called as a witness, I could and would testify competently to the matters set forth in this declaration.

2. I served as the Chief IP Counsel/Assistant General Counsel of Cox Enterprises ("Cox") during the course of the ChanBond litigation against the Non-Party Cable Companies (the "Cable Company Defendants").

3. Cox was the first of the Cable Company Defendants to have its case tried. As such, I served a lead role negotiating with ChanBond on behalf of the Cable Company Defendants.

4. The Cable Company Defendants would not have entered into the settlement agreement without the assurance of confidentiality, which is reflected in the agreement.

Confidentiality was a material term that was discussed and explicitly negotiated during the settlement negotiations between the Cable Company Defendants and ChanBond.

I declare under penalty of perjury that the foregoing is true and correct.

Executed this 20th day of January, 2023.

Signed:  _____

Exhibit B



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KRISHNAN PADMANABHAN

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November 30, 2022

VIA EMAIL

David Slarskey and Evan Fried
420 Lexington Avenue, Suite 2525
New York, NY 10170
dslarskey@slarskey.com
efried@slarskey.com

Re: *CBV, Inc. v. ChanBond, LLC, et al.*, C.A. No. 21-1456-GBW

Dear Mssrs. Slarskey and Fried:

We write on behalf of the defendants in the various patent litigations brought by ChanBond, LLC (“ChanBond Matters”)¹. It has come to our attention, just yesterday, that Mishcon de Reya revealed confidential terms of the settlement agreement that resolved the ChanBond Matters (“Settlement Agreement”) in litigation it has filed against ChanBond and King & Wood Mallesons. We write to you, as counsel for Mishcon de Reya, to request that Mishcon de Reya seal the papers containing this confidential information from the Settlement Agreement without any delay, and to confirm that Mishcon de Reya will refrain from disseminating any further confidential information from either the Settlement Agreement or ChanBond Matters.

To the extent you wish to discuss this matter, please contact at me at the phone number above.

Sincerely,

A handwritten signature in dark ink, appearing to read "Krishnan Padmanabhan".

Krishnan Padmanabhan

¹ The ChanBond Matters refer to *ChanBond, LLC v. Atlantic Broadband Group, LLC, et al.*, Case Nos. 1:15-cv-00842-RGA through 1:15-cv-00854-RGA (D. Del.).

Exhibit C



WebCivil Supreme - eFiled Documents Detail

Court: **New York Supreme Court**
 Index Number: **650575/2022**
 Case Name: **Mishcon de Reya New York LLP vs. ChanBond LLC et al**
 Case Type: **Comm-Contract**
 Track: **Complex**

Document List - Click on the document name to view the document

Document Date				Motion	
#	Received/Filed	Document	Description	#	Filing User
1	02/04/2022	SUMMONS + COMPLAINT	Summons directed to Chanbond		DAVID N. SLARSKEY
2	02/04/2022	SUMMONS - SUPPLEMENTAL (PRE RJI)	Summons directed to KWM		DAVID N. SLARSKEY
3	03/08/2022	AFFIDAVIT	Affidavit of Service on King & Wood Mallesons		DAVID N. SLARSKEY
4	03/22/2022	AFFIRMATION/AFFIDAVIT OF SERVICE	Aff. of Service on Chanbond		DAVID N. SLARSKEY
5	03/29/2022	STIPULATION - CONSOLIDATION (REQUEST TO SO ORDER)	--none--		DAVID N. SLARSKEY
6	03/29/2022	RJI -RE: OTHER	Request to So Order Consolidation		DAVID N. SLARSKEY
7	03/29/2022	ADDENDUM - GENERAL (840A)	--none--		DAVID N. SLARSKEY
8	03/29/2022	ADDENDUM - COMMERCIAL DIVISION (840C)	--none--		DAVID N. SLARSKEY
9	03/31/2022	STIPULATION - SO ORDERED	Consolidation		Donna DeLand court user
10	04/01/2022	NOTICE OF APPEARANCE (POST RJI)	--none--		VINCENT FILARDO
11	04/01/2022	ORDER - OTHER (NON-MOTION)	--none--		Jennifer G. Schecter court user
12	04/05/2022	NOTICE OF MOTION	Motion to Dismiss	001	VINCENT FILARDO
13	04/05/2022	MEMORANDUM OF LAW IN SUPPORT	Memorandum of Law in Support of Defendant King & Wood Mallesons LLP's Motion to Dismiss	001	VINCENT FILARDO
14	04/05/2022	AFFIDAVIT OR AFFIRMATION IN SUPPORT OF MOTION	Affirmation of Charles Wizenfeld in Support of Defendant King & Wood Mallesons LLP's Motion to Dismiss	001	VINCENT FILARDO
15	04/05/2022	EXHIBIT(S)	ChanBond MdR Engagement Agreement	001	VINCENT FILARDO
16	04/05/2022	EXHIBIT(S)	Stutman Affirmation	001	VINCENT FILARDO
17	04/05/2022	EXHIBIT(S)	Gold Affirmation	001	VINCENT FILARDO
18	04/05/2022	EXHIBIT(S)	Naftalin Affirmation	001	VINCENT FILARDO
19	04/05/2022	EXHIBIT(S)	Memorandum of Law in Support of Mishcon de Reya New York LLP's Motion to Stay or Dismiss	001	VINCENT FILARDO
20	04/05/2022	EXHIBIT(S)	July 21, 2021 Letter from D. Slarskey	001	VINCENT FILARDO
21	04/06/2022	ANSWER WITH COUNTER-CLAIM(S)	Counterclaim for Declaratory Judgment		VINCENT FILARDO
22	04/06/2022	NOTICE OF ENTRY	Notice of Entry Order dated April 1, 2022		VINCENT FILARDO
23	04/06/2022	NOTICE TO COUNTY CLERK CPLR 8019(C)	--none--		VINCENT FILARDO
24	04/06/2022	NOTICE OF COMPLIANCE	--none--		VINCENT FILARDO
25	04/14/2022	STIPULATION - OTHER	Proposed Stipulation to Stay for Arbitration		DAVID N. SLARSKEY
26	04/14/2022	STIPULATION - SO ORDERED	--none--		Donna DeLand court user
27	04/14/2022	DECISION + ORDER ON MOTION	--none--	001	Jennifer G. Schecter court user
28	04/27/2022	COUNTY CLERK CERTIFICATION OF MINUTES	Index #650616/2022 has been consolidated into Index #650575/2022. All future filings should be made into index #650575/2022. The caption has been amended to reflect the consolidation.		Frankie Almanzar court user
29 PENDING	01/06/2023	NOTICE OF MOTION	--none--		EVAN LAWRENCE FRIED
30	01/06/2023	MEMORANDUM OF LAW IN SUPPORT	--none--		EVAN LAWRENCE FRIED
31	01/06/2023	AFFIRMATION	Affirmation of E. Fried		EVAN LAWRENCE FRIED
32	01/06/2023	EXHIBIT(S)	Emails with M. Rand		EVAN LAWRENCE FRIED
33	01/06/2023	EXHIBIT(S)	Complaint with redactions		EVAN LAWRENCE FRIED

Exhibit D

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

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MISHCON DE REYA NEW YORK LLP,	:	
	:	
Plaintiff,	:	
	:	Index No. 650575/2022
v.	:	
	:	AFFIRMATION OF EVAN FRIED
CHANBOND LLC and KING & WOOD	:	
MALLESONS LLP.	:	
	:	
Defendants.	:	
-----	X	

Evan Fried, an attorney in good standing to practice before the courts of the State of New York, hereby states under penalty of perjury:

1. I am counsel to Plaintiff Mishcon de Reya New York LLP (“Mishcon NY”) in this action, and, in that capacity, am familiar with the facts underlying this affirmation.
2. To the best of my knowledge, Mishcon NY discovered the alleged value of the settlement in the “Chanbond Litigations” through an alternate source and was not in possession of the subject settlement agreement (the “Settlement Agreement”) at the time it submitted its initial pleading.
3. Counsel for the parties in this action conferred and agreed that the settlement value from the Chanbond Litigations is confidential.
4. The Settlement Agreement provides:

7.1 Nondisclosure. Each Party or its Affiliates, agrees not to disclose this Agreement or the terms or conditions contained herein (collectively “Confidential Information”) to any third party (other than its Affiliates or Departing Affiliates) without the prior written consent of any other Party.
5. The Settlement Agreement provides for certain exceptions where a Party may disclose the terms of the Settlement Agreement, for example to a court if so compelled, however, in such circumstances, the Settlement Agreement provides that the parties should take

“reasonable steps [] to maintain the confidentiality of the Confidential Information,” (Settlement Agreement § 7.2(b)), and a party must “exercise[] reasonable efforts, consistent with industry terms, to obligate such third parties to maintain the confidentiality of the Confidential Information.” (*Id.* § 7(d).)

6. The parties agreed work together to effectuate the redaction of the citations to the alleged settlement value, i.e., Paragraphs 2 and 67 in the Complaint in this action. (Doc. 1.)

7. The parties contacted the Court, through the Hon. Jennifer Schechter’s law clerk, Michael Rand. Attached hereto as **Exhibit 1** is the correspondence with Mr. Rand. Mr. Rand informed the parties to file a motion to seek the relief.

8. Attached hereto as **Exhibit 2** is a copy of the Complaint with the proposed redactions.

Date: New York, New York
January 6, 2023



Evan Fried
Slarskey LLC
767 Third Avenue, 14th Floor
New York, NY 10017
Counsel to Plaintiff Mishcon de Reya NY LLP